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FAX COVER SHEET

DATE:

October 15, 2003

TO:

Mail Stop Non-Fee Amendment

FROM:

Eric Cernyar, Reg. No. 45,919

RE:

09/488,390

FAX #:

703-872-9314

No of pages (including this cover sheet): 14

Re:

Applicant:

David M. Tumey

Serial No.:

09/488,390 1/19/2000

Filed: Examiner:

Vikkram Bali

Art Unit:

2623

Title:

Animated Toy Utilizing Artificial Intelligence

and Facial Image Recognition

Our File No.: TUMEY.001

Enclosed please find:

1. Transmittal Form; and

2. Response to Office Action.

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October 15, 2003

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Re:

Applicant:

David M. Tumey

Serial No.:

09/488,390 1/19/2000

Filed: Title:

Animated Toy Utilizing Artificial Intelligence and Facial Image

Recognition

Our File No.: TUMEY.001

Dear Sir or Madam:

Enclosed please find:

1. Transmittal Form; and

2. Response to Office Action.

Respectfully submitted,

Eric W. Cernyar Reg. No. 45,919

Attorney for Applicant

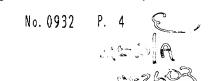
October 15, 2003

PTC/SB/21 (08-03) Approved for use through 08/30/2003. OMB 0831-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/488,390 TRANSMITTAL Filing Date 1/19/2000 FORM First Named Inventor David M. Tumey Art Unit 2623 (to be used for all correspondence after initial filing) Examiner Name Vikkram Ball Attorney Docket Number Tumey.001 Total Number of Pages in Thia Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittel Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to TC 1 Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Flm Eric W. Cernyar, Reg. No. 45,919 Individual name Signature Date October 15, 2003 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Cernyar

This collection of Information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, prepainting, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Officer, U.S. Department of Commerce, P.O. Box 1450, Alexandra, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Signature



Appl. No.

09/488,390

Applicants

David M. Tumey, Tianning Xu

Filed

01/19/2000

Title

Animated Toy Utilizing Artificial Intelligence and Facial Image

Recognition

Assignee

Intelligent Verification Systems

TC/A.U.

2623

Examiner

Vikkram Bali

Docket No.

Tumey.001

Honorable Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

OFFICIAL

RESPONSE TO JULY 16, 2003, OFFICE ACTION

Sir:

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.